

REMARKS

I. STATUS OF CLAIMS

Following entry of the amendment presented herein, claims 1-50, 52-55, 57, 66, 68, and 69 are pending. Claims 58-65 and 67, which are directed to a non-elected invention, have been cancelled without prejudice or disclaimer. Applicants reserve the right to file a divisional application directed to the non-elected subject matter. Claims 1, 66, 68, and 69 have been amended to incorporate the recitations of claims 51 and 56, which have been cancelled. Claims 3, 39, and 40 have been amended to correct typographical errors. The dependencies of claims 52, 54, and 55 have been changed to claim 1 because claim 51 has been cancelled. The specification and original claims provide support for the claim amendments. Thus, no new matter is added to the claims by the amendments provided herein.

Although the amendments are submitted after a final rejection, Applicants submit that the amendments to the claims should be entered because they cancel claims directed to non-elected inventions, which the Examiner has withdrawn from consideration, and remove issues for appeal. See M.P.E.P. § 714.13(II). The amendments provided herein do not raise new issues or necessitate the undertaking of any additional search of the art by the Examiner. See *id.* Therefore, this Amendment After Final should allow for immediate action by the Examiner.

In addition, Applicants respectfully request entry of this Amendment because it places the application in condition for allowance.

II. REJECTION UNDER 35 U.S.C. § 103

The Examiner rejects claims 1-55, 57, 66, and 68-69 under 35 U.S.C. § 103 as allegedly being obvious over WO 02/30375 and U.S. Patent No. 4,226,784 to Kalopissis *et al.* ("Kalopissis"). See Office Action at 2.

While Applicants respectfully disagree with the rejection, in order to advance prosecution, Applicants amended independent claims 1, 66, 68, and 69 to incorporate the recitations of claim 56, which the Examiner has stated contains allowable subject matter. See Office Action at p. 3. Thus, independent claims 1, 66, 68, and 69, as amended, and claims 2-50, 52-55 and 57, which depend therefrom, would not have been obvious over WO 02/30375 and Kalopissis. Accordingly, Applicants respectfully request that the Examiner reconsider and withdraw the rejection.

III. CONCLUSION

In view of the foregoing amendments and remarks, Applicants respectfully request the entry of this Amendment, the Examiner's reconsideration of the application, and the timely allowance of the pending claims.

Please grant any extensions of time required to enter this response and charge any additional required fees to Deposit Account No. 06-0916.

Respectfully submitted,

FINNEGAN, HENDERSON, FARABOW,
GARRETT & DUNNER, L.L.P.

Dated: July 21, 2009

By: Jennifer R. Gupta
Jennifer R. Gupta
Reg. No. 54,257